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1 UNITED STATES DISTRICT COURT
2 SOUTHERN DISTRICT OF NEW YORK

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3 UNITED STATES OF AMERICA,

4 v.

19 Cr. 761 (JPO)

5 JUAN TEJADA,

6 Defendant.

Plea
(Via Teleconference)

7 -----x

8 New York, N.Y.
9 August 21, 2020
12:19 p.m.

10 Before:

11 HON. J. PAUL OETKEN,

12 District Judge

13
14 APPEARANCES

15 AUDREY STRAUSS

Acting United States Attorney for the
Southern District of New York

16 BY: JAMIE E. BAGLIEBTER

17 FRANK J. BALSAMELLO

Assistant United States Attorneys

18 LAW OFFICES OF DONNA R. NEWMAN

Attorneys for Defendant

19 BY: DONNA R. NEWMAN, ESQ.

20
21 ALSO PRESENT: SANDRA VELEZ-GARCIA, U.S. Probation Officer

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1 THE COURT: Good afternoon. This is Judge Oetken.
2 I'd like to start by asking Mr. Hampton to call the case.

3 (Case called)

4 THE DEPUTY CLERK: Starting with the government,
5 counsel, please state your name for the record.

6 MS. BAGLIEBTER: Good afternoon, your Honor. Jamie
7 Bagliebter for the government.

8 MS. NEWMAN: Good afternoon, your Honor. Donna R.
9 Newman on behalf of Juan Tejada, who is on the line. But we
10 should make sure of that.

11 THE COURT: Yes. Mr. Tejada, are you on the line and
12 can you hear me?

13 THE DEFENDANT: Yes, I am.

14 THE COURT: Okay. And is there also a probation
15 officer on the line?

16 MS. VELEZ-GARCIA: Yes, your Honor. Good afternoon.
17 Sandra Velez-Garcia.

18 THE COURT: Good afternoon.

19 We're here, I understand, for a change of plea
20 proceeding. And before we get to that, I note that a
21 superseding indictment, S3, was filed on July 21st, unsealed
22 and filed on July 21st, and I'd like to just ask Ms. Bagliebter
23 if you would briefly discuss any changes in the S3 indictment
24 vis-à-vis S2 and how you propose to proceed with respect to
25 that.

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1 MS. BAGLIEBTER: Your Honor, with respect to
2 Mr. Tejada's plea today, Mr. Tejada's pleading to Count
3 Eighteen, which is the same in the S2 and the S3. The plea
4 agreement, which is signed by both parties, referenced the S2
5 because it was negotiated prior to the S3 being unsealed.
6 Therefore, we propose that Mr. Tejada be arraigned on the S3
7 today as sort of an administrative matter; he will then plead,
8 as our agreement states, to Count Eighteen in the S2; and then
9 at the time of sentencing the government will move to dismiss
10 all other indictments in the case, which would include the S3,
11 the original indictment, and the S1.

12 THE COURT: Okay. So the only count naming Mr. Tejada
13 in S2 or S3 is unchanged as between the two, is that correct?

14 MS. BAGLIEBTER: With respect to what he is pleading
15 to, your Honor.

16 THE COURT: Okay. So there is -- go ahead.

17 MS. BAGLIEBTER: No. That's all, your Honor.

18 THE COURT: So the change, could you just tell me what
19 is changed in any count naming Mr. Tejada.

20 MS. BAGLIEBTER: Yes, your Honor. Just give me one
21 moment, please.

22 Your Honor, I was just confirming, but there is no
23 change with respect to where Mr. Tejada is named in the S2 and
24 the S3.

25 THE COURT: Got it. Okay.

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1 MS. BAGLIEBTER: The S3 just adds an additional
2 defendant, Mr. Gill.

3 THE COURT: Okay. Thank you.

4 And Ms. Newman, do you agree with proceeding as
5 suggested by Ms. Bagliebter?

6 MS. NEWMAN: Yes, I do.

7 THE COURT: Okay. And have you had a chance to go
8 over the S3 indictment with Mr. Tejada?

9 MS. NEWMAN: I believe so. I looked back on my notes.
10 I mentioned that it did exist during one of our telephone
11 conferences. I am not sure that it was sent to -- well, it was
12 sent. I do not know that he received it. There's been
13 problems with the mail at MCC, and I -- in truth, I never
14 confirmed whether he received S3, but we did discuss that there
15 was no difference.

16 THE COURT: Okay. Got it.

17 So Mr. Tejada, have you received a copy of the S3
18 indictment, the one that was filed just in the last few weeks,
19 on July 21st?

20 THE DEFENDANT: Yes, I received it.

21 THE COURT: Okay. And have you had a chance to read
22 it?

23 THE DEFENDANT: Yeah, I had a chance to read it a
24 couple of times.

25 THE COURT: Okay. And do you understand the charges

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1 in that indictment?

2 THE DEFENDANT: Yes, your Honor, I do.

3 THE COURT: And you have a right for me to read the
4 whole thing publicly or you can waive public reading. Do you
5 wish to waive public reading for today?

6 THE DEFENDANT: Yeah. Yes, I do.

7 THE COURT: Okay. And then normally I would take your
8 plea before changing your plea later on pursuant to the plea
9 agreement. Do you wish to plead not guilty as of now to S3?

10 THE DEFENDANT: As of now, I wish to plead not guilty.

11 THE COURT: Okay. That completes the arraignment as
12 to the S3 superseding indictment. And I understand,
13 Ms. Newman, that your client wishes to change his plea to
14 guilty, as stated in the plea agreement. Is that correct?

15 MS. NEWMAN: That is correct, and that would be to
16 Count Eighteen.

17 THE COURT: Right. The lesser included offense with
18 respect to Count Eighteen, is that right?

19 MS. NEWMAN: That's right. That is correct.

20 THE COURT: Okay. So we're conducting this proceeding
21 by telephone conference, and doing that is authorized under the
22 circumstances and by the CARES Act, as well as by Chief Judge
23 McMahon's standing order and finding that plea proceedings
24 cannot be conducted in person without seriously jeopardizing
25 public health and safety, as long as the defendant consents.

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1 So Ms. Newman, have you had a chance to discuss with Mr. Tejada
2 the subject of proceeding not in person but by phone
3 conference?

4 MS. NEWMAN: Yes, I have. And he has agreed to -- I'm
5 sorry.

6 THE COURT: Go ahead.

7 MS. NEWMAN: I'm sorry. He has agreed to proceed via
8 phone conference for this plea proceeding.

9 THE COURT: All right. Mr. Tejada, you understand you
10 have a right to do these in person, but under the circumstances
11 it would take some weeks or months before we could do that, and
12 do you agree to have this plea proceeding take place by phone
13 today?

14 THE DEFENDANT: Yes, I do agree.

15 THE COURT: All right. I find the defendant has
16 consulted with counsel and is knowingly and voluntarily waived
17 his right to an in-person proceeding for purposes of changing
18 his plea and that he consents to proceeding by audio
19 conference, and I also find that videoconferencing is not
20 reasonably available at this time.

21 I also have to make a finding for this proceeding as
22 to whether it cannot or can be further delayed without serious
23 harm to the interests of justice, and I'd just like to ask the
24 parties if you'd like to address that briefly.

25 Ms. Newman?

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1 MS. NEWMAN: I would respectfully request that we
2 proceed, that it is in the interests of justice to proceed with
3 the plea at this time so that Mr. Tejada can move on with the
4 case and to take advantage of the plea agreement that we have
5 entered into.

6 THE COURT: And anything you'd like to add on that,
7 Ms. Bagliebter?

8 MS. BAGLIEBTER: Yes, your Honor. I would add that
9 one of the reasons the plea cannot be further delayed without
10 serious harm to the interests of justice, in addition to the
11 reasons set forth by the defendant, is that the government's
12 ability to move forward with cases for its cooperating
13 witnesses, some of whom we expect to seek a sentence of time
14 served, is dependent on the defendant and his co-defendants
15 moving forward in their cases.

16 THE COURT: Okay. Based on the statements of both
17 counsel, I do find that the proceeding cannot and should not be
18 further delayed without serious harm to the interests of
19 justice and I authorize proceeding by phone conference for this
20 hearing.

21 Mr. Tejada, I've been informed that you wish to plead
22 guilty to the lesser included offense as to Count Eighteen,
23 which is conspiracy to distribute and possess with intent to
24 distribute certain narcotics. Is that correct?

25 THE DEFENDANT: Yes, your Honor.

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1 THE COURT: All right. Before accepting your plea,
2 I'm going to ask you some questions, and the reason I'm asking
3 all these questions is to make it clear that you're pleading
4 guilty because you actually are guilty as to this charge and
5 not for some other reason, not because of some pressure or
6 anything like that. If you don't understand any of my
7 questions, if you'd like to take a break and drop off and speak
8 further with Ms. Newman, just let me know and we'll do that.

9 I'm now going to swear you in, and I'm going to ask if
10 you'd please just raise your right hand, if you could. Can you
11 do that?

12 THE DEFENDANT: Yes, I could.

13 THE COURT: All right.

14 (Defendant sworn)

15 THE COURT: All right. Thank you. You can put your
16 hand down.

17 You're now under oath, and that means if you don't
18 answer my questions truthfully, you could be prosecuted for
19 perjury, because you're under oath. Do you understand that?

20 THE DEFENDANT: Yes, I do, sir.

21 THE COURT: Can you tell me your full name.

22 THE DEFENDANT: Juan Tejada. Juan Tejada.

23 THE COURT: Is it T-E-J-A-D-A?

24 THE DEFENDANT: Yeah, it's T-E-J-A-D-A, but the first
25 day I got it wrong.

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1 THE COURT: Okay. So how do you say the name? Is it
2 "Te-ha-da" or "Te-he-da"?

3 THE DEFENDANT: "Te-he-da."

4 THE COURT: Okay. "Te-he-da." And how old are you?

5 THE DEFENDANT: I'm 19 years old.

6 THE COURT: And how far did you go in school? When
7 were you last in school?

8 THE DEFENDANT: My junior year. That's 11th grade.

9 THE COURT: 11th grade? And what school was that?

10 THE DEFENDANT: Bronx Leadership Academy.

11 THE COURT: Bronx Leadership?

12 THE DEFENDANT: Yeah, Academy.

13 THE COURT: Academy. And have you ever been treated
14 or hospitalized for any mental illness?

15 THE DEFENDANT: No, sir.

16 THE COURT: And have you been recently under the care
17 of a doctor or a psychiatrist?

18 THE DEFENDANT: No, sir.

19 THE COURT: And have you ever been hospitalized or
20 treated for an addiction to drugs or alcohol?

21 THE DEFENDANT: No, sir.

22 THE COURT: And in the past 24 hours have you had any
23 drugs or pills or alcohol?

24 THE DEFENDANT: No, sir.

25 THE COURT: And do you understand what's happening

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1 today?

2 THE DEFENDANT: Yes, I understand what's happening.

3 THE COURT: Okay. I'm going to ask counsel if you
4 have any doubt as to defendant's competence to plead at this
5 time.

6 Ms. Newman?

7 MS. NEWMAN: No, I do not.

8 THE COURT: And Ms. Bagliebter?

9 MS. BAGLIEBTER: No, your Honor.

10 THE COURT: Based on his responses to my questions and
11 his demeanor as I perceive it from his responses, I find the
12 defendant is competent to enter a plea of guilty at this time.

13 Mr. Tejada, have you had a sufficient opportunity to
14 discuss your case with your lawyer, including the charge you
15 intend to plead guilty to, as well as any possible defenses and
16 the consequences of pleading guilty?

17 THE DEFENDANT: Yes, sir.

18 THE COURT: And are you satisfied with your attorney's
19 representation of you?

20 THE DEFENDANT: Yes, sir, I'm satisfied.

21 THE COURT: I'm now going to explain certain
22 constitutional rights that you have. You give up certain
23 rights when you plead guilty, and I want to make sure you
24 understand what those rights are.

25 Under the Constitution and laws of the United States,

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1 you have the right to a speedy and public trial by a jury on
2 the charges in the indictment. At that trial you'd be presumed
3 innocent, and the government would be required to prove you
4 guilty beyond a reasonable doubt by competent evidence before
5 you could be found guilty. You would not have any burden of
6 proving that you're innocent, but a jury of 12 people would
7 have to agree, all 12 of them, that you were guilty beyond a
8 reasonable doubt in order for you to be convicted at a trial.
9 Do you understand that?

10 THE DEFENDANT: Yes, I understand that.

11 THE COURT: And at the trial and at every stage of
12 your case, you'd have the right to be represented by an
13 attorney, and if you couldn't afford one, an attorney would be
14 appointed to represent you, like Ms. Newman. Do you understand
15 that?

16 THE DEFENDANT: Yes, I understand that.

17 THE COURT: During a trial, the witnesses for the
18 government would have to come to court and testify in your
19 presence, and your lawyer would be able to cross-examine the
20 government's witnesses, object to evidence offered by the
21 government, and issue subpoenas and offer evidence, and compel
22 witnesses to testify in your defense. Do you understand that?

23 THE DEFENDANT: Yes, I understand.

24 THE COURT: At a trial, you'd have the right to
25 testify if you chose to, but you would also have the right not

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1 to testify, and no inference or suggestion of guilt could be
2 drawn from the fact that you did not testify if that's what you
3 chose. Do you understand that?

4 THE DEFENDANT: Yes, I understand that.

5 THE COURT: Also, if you were convicted at a trial,
6 you'd have the right to appeal that verdict to the Court of
7 Appeals. Do you understand that?

8 THE DEFENDANT: Yes, sir.

9 THE COURT: Even at this time as you're entering this
10 plea, you do have the right to change your mind, continue
11 pleading not guilty, and have a trial. But if you do plead
12 guilty and I accept your plea, you'll be giving up your right
13 to a trial and the other rights I just described, there won't
14 be a trial, and I'll enter a judgment of guilty, which becomes
15 a conviction on this particular charge, and then I'll sentence
16 you -- not today but later -- on the basis of that guilty plea.
17 Do you understand that?

18 THE DEFENDANT: Yes, sir.

19 THE COURT: Also, if you plead guilty, you'll have to
20 give up your right not to incriminate yourself because I'll ask
21 you questions about what you did, and that's just to satisfy
22 myself that you are in fact guilty as charged. Do you
23 understand?

24 THE DEFENDANT: Yes, I understand.

25 THE COURT: All right. You previously received a copy

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1 of the indictment that has Count Eighteen in it, which is the
2 count referenced in the plea agreement that you're pleading
3 guilty to. Is that right?

4 THE DEFENDANT: Yes.

5 THE COURT: And you understand the nature of that
6 charge?

7 THE DEFENDANT: Yes, sir.

8 THE COURT: I'd like to ask Ms. Bagliebter if you'd
9 please state the elements with respect to the count that
10 Mr. Tejada is pleading guilty to.

11 MS. BAGLIEBTER: Yes, your Honor.

12 If the case were to proceed to trial, the government
13 would have to prove the following elements beyond a reasonable
14 doubt. There are two elements to Count Eighteen.

15 First, that there was an agreement among two or more
16 people to violate the narcotics laws by distributing or
17 possessing with intent to distribute at least 28 grams of
18 mixtures and substances containing a detectable amount of
19 cocaine base, commonly referred to as crack cocaine; and

20 Second, that the defendant entered into that agreement
21 knowingly and with the intent to further its objectives.

22 The government would also have to prove by a
23 preponderance of the evidence that some portion of the crime
24 occurred in the Southern District of New York.

25 THE COURT: Thank you.

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1 I also want to explain the maximum penalty for this
2 crime.

3 Under the statute, which is separate from the
4 guidelines, there's a maximum of 40 years' imprisonment, with a
5 mandatory minimum of five years' imprisonment, with respect to
6 the charge you're pleading guilty to -- that is, the lesser
7 included offense.

8 There's also a maximum fine of the greatest of
9 \$5 million or twice the total gain, financial gain from the
10 offense, or twice the total financial loss to others from the
11 offense; and there's a \$100 special assessment, which is
12 mandatory.

13 And then there's also a term of supervised release of
14 up to life, with a mandatory minimum of at least four years'
15 supervised release. When I say "supervised release," that
16 means essentially like probation. After any term of
17 imprisonment, you're subject to monitoring following that
18 release from prison, and you'll have to comply with certain
19 terms and conditions that I'll impose at the time of
20 sentencing. If you fail to comply with those terms and
21 conditions, you can be returned to prison without a jury trial.

22 In addition, as part of your plea agreement, you must
23 admit to the forfeiture allegation in the indictment and agree
24 to forfeit to the United States government any property derived
25 from proceeds from this crime or used to facilitate this crime,

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1 as explained in more detail in the agreement. Do you
2 understand that?

3 THE DEFENDANT: Yes, I understand that, sir.

4 THE COURT: And are you a United States citizen,
5 Mr. Tejada?

6 THE DEFENDANT: Yes, sir.

7 THE COURT: Okay. I also want to explain that if
8 anyone has attempted to predict or promise you what your
9 sentence is going to be, I want to make it clear that I'm the
10 one who's going to decide on your sentence -- not now but at
11 the time of sentencing -- so anyone else's prediction or
12 promise might be wrong. No one -- not the government nor your
13 attorney, nor anyone -- can promise you what your sentence is
14 going to be, because I'm going to make my own independent
15 calculation of the sentencing guidelines and determine what an
16 appropriate sentence is for you. Do you understand that?

17 THE DEFENDANT: Yes, I understand that, sir.

18 THE COURT: And even if your sentence is different
19 from what you expected or hoped, you will still be bound by
20 your guilty plea. Do you understand that?

21 THE DEFENDANT: Yes, I understand that.

22 THE COURT: Has anyone threatened you or forced you to
23 plead guilty?

24 THE DEFENDANT: No, sir.

25 THE COURT: And I understand there's a plea agreement

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1 in this case. Did you have a chance to read the plea
2 agreement?

3 THE DEFENDANT: Yeah, I had a chance to read it.

4 THE COURT: And do you understand everything that's in
5 the agreement?

6 THE DEFENDANT: Yes, sir.

7 THE COURT: I believe I have a signed copy.

8 Ms. Newman, did you sign the plea agreement for
9 Mr. Tejada?

10 MS. NEWMAN: Yes, I did, after discussing it with him,
11 and he instructed me to sign it. He also sent me an email
12 giving me permission to sign on his behalf.

13 THE COURT: Okay. So Mr. Tejada, you authorized and
14 continue to authorize Ms. Newman to sign that plea agreement
15 for you?

16 THE DEFENDANT: Yes, sir.

17 THE COURT: And do you have any separate understanding
18 or agreement with the government that's been left out of that
19 plea agreement?

20 THE DEFENDANT: No, your Honor.

21 THE COURT: All right. Under the plea agreement
22 there's a stipulated guideline range, which is 63 months to 78
23 months' imprisonment, in addition to the five-year mandatory
24 minimum sentence. The sentencing guidelines are a starting
25 point. They're advisory. I'm not required to impose a

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1 sentence within the guidelines range. And your lawyer will be
2 able to argue for a sentence that's below the sentencing
3 guideline range or outside the range. However, the five-year
4 mandatory minimum is something that I'm not permitted to go
5 outside of absent limited circumstances, which I'm not aware of
6 apply here, so I am still required to impose the five-year
7 mandatory minimum, but the 63 months to 78 months is simply
8 advisory. It's the starting point for me in assessing an
9 appropriate sentence. However, under the agreement, you're
10 giving up your right to appeal or challenge your sentence as
11 long as I sentence you within or below that guideline range to
12 78 months or less in prison. Do you understand that?

13 THE DEFENDANT: Yes, sir.

14 THE COURT: Having gone through this, do you still
15 wish to plead guilty?

16 THE DEFENDANT: Yes, sir.

17 THE COURT: And are you pleading guilty voluntarily
18 and of your own free will?

19 THE DEFENDANT: Yes.

20 THE COURT: Would you please tell me in your own words
21 what you did that makes you believe you are guilty of this
22 charge.

23 THE DEFENDANT: I'm sorry. You mean like the charge?

24 THE COURT: Yeah. What you did that makes you guilty.

25 THE DEFENDANT: It says I -- I forgot -- I forgot what

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1 it says, but --

2 MS. NEWMAN: Perhaps I can help you out, your Honor.

3 Juan, did you agree with other people to agree to sell
4 drugs?

5 THE DEFENDANT: Yes.

6 MS. NEWMAN: Do you remember approximately the time
7 span this was?

8 THE DEFENDANT: Yeah. It's from 2017 to 2019.

9 MS. NEWMAN: Were those drugs 28 grams or more of
10 crack?

11 THE DEFENDANT: Yes, Miss.

12 MS. NEWMAN: And where did that occur?

13 THE DEFENDANT: In the Bronx.

14 MS. NEWMAN: Your Honor, I think that does reach the
15 elements, unless there's something else your Honor would like
16 to inquire.

17 THE COURT: Okay. I think that's sufficient for the
18 plea.

19 One other question I'll ask is: Mr. Tejada, did you
20 know it was against the law to be agreeing with others to sell
21 drugs?

22 THE DEFENDANT: Yes, Mister, I understand that.

23 THE COURT: Okay. And Ms. Bagliebter, do you believe
24 that there is a sufficient factual basis for the guilty plea?

25 MS. BAGLIEBTER: Just one moment, your Honor.

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1 THE COURT: Sure.

2 MS. BAGLIEBTER: Yes, your Honor.

3 THE COURT: All right. Thank you.

4 Mr. Tejada, since you acknowledge that you are in fact
5 guilty as charged in Count Eighteen of the superseding
6 indictment S2, and specifically the lesser included offense
7 stated in the plea agreement, and I'm satisfied that you know
8 your rights, including your right --

9 MR. BALSAMELLO: I'm sorry, Judge.

10 THE COURT: Yes.

11 MR. BALSAMELLO: I apologize. Are you able to hear
12 me, Judge?

13 THE COURT: Yeah, I am.

14 MR. BALSAMELLO: I'm sorry. This is Frank Balsamello
15 for the government. I thought I heard something in the
16 allocution, and I just want to be absolutely sure on this,
17 because it could be relevant. I thought that I heard the date
18 range that Mr. Tejada responded was 2017 to 2018. The
19 indictment goes up to 2019, and I just wanted to clarify that.

20 MS. NEWMAN: I believe he said 2019, but we can ask
21 again in case --

22 THE COURT: Yes, I heard 2019 as well.

23 Mr. Tejada --

24 MR. BALSAMELLO: I apologize.

25 THE COURT: That's okay.

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1 Just to be clear, Mr. Tejada, when you gave the date
2 range of when you were involved in the activity you described,
3 what were the dates? What were the years you said?

4 THE DEFENDANT: I said 2017 to 2019.

5 THE COURT: 2019. Okay. Thank you.

6 Does that answer it, Mr. Balsamello?

7 MR. BALSAMELLO: It does, Judge. Thank you.

8 THE COURT: Okay. Thank you.

9 So since you do acknowledge that you are in fact
10 guilty as charged, and I'm satisfied that you know your rights,
11 including your right to go to trial, and you're aware of the
12 consequences of your plea, including the sentence which may be
13 imposed, and since I find you're voluntarily pleading guilty, I
14 accept your guilty plea and enter a judgment of guilty on Count
15 Eighteen -- specifically, the lesser included offense of
16 conspiracy to distribute and possess with intent to distribute
17 28 grams of mixtures and substances containing cocaine base.

18 Now we'll just turn to sentencing for a minute.

19 The next step in the process is that I set a date for
20 sentencing. The probation department prepares something called
21 a presentence report, which has a lot of background information
22 about you, your family, this crime, other things about your
23 background, and I read it carefully before I decide on an
24 appropriate sentence, so please make sure that when you do have
25 that conversation -- which Ms. Newman will tell you about and

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1 be there for, if you want her to be -- that you're truthful and
2 accurate with anything you do talk about.

3 So the normal process is we look about a hundred days
4 or three and a half months out. That would put us around
5 December 4th for sentencing. Does that work?

6 MS. NEWMAN: Yes on behalf of the defense.

7 MS. BAGLIEBTER: It works for the government, your
8 Honor.

9 THE COURT: All right. So I'm going to set the
10 sentencing date for Friday, December 4, 2020, at 11:00 a.m.
11 December 4th, at 11:00 a.m.

12 And the defense submission will be due November 24th,
13 and the government's submission due December 1st. I adjusted
14 the dates a little bit because Thanksgiving falls in there, so
15 I made one a little before Thanksgiving and one a little after
16 Thanksgiving. So hopefully that will work for the parties.

17 MS. NEWMAN: Thank you.

18 THE COURT: All right. Anything further from the
19 government?

20 MS. BAGLIEBTER: Your Honor, if I may, I'd just like
21 to -- given the unusual circumstance, I'd just like to put on
22 the record the logistics regarding the plea agreement today.

23 THE COURT: Sure.

24 MS. BAGLIEBTER: As defense counsel noted already, she
25 signed for herself and, with her client's consent, signed on

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1 behalf of her client. She then emailed me a copy of the plea
2 agreement with her signature page. I have similarly signed a
3 hard copy on behalf of myself and my supervisor and have
4 scanned that signature page. So the Court has been provided
5 with an executed copy of the agreement. Defense counsel has
6 mailed the original signature page to the U.S. Attorney's
7 Office, and so I will maintain the original signed pages at the
8 U.S. Attorney's Office.

9 THE COURT: Okay. Anything to add to that,
10 Ms. Newman?

11 MS. NEWMAN: No. No, thank you, your Honor.

12 THE COURT: All right. And anything else from the
13 government?

14 MS. BAGLIEBTER: No, your Honor.

15 THE COURT: And anything else from defense?

16 MS. NEWMAN: Not from the defense. Thank you, your
17 Honor.

18 THE COURT: All right. Thank you all very much. This
19 matter is adjourned.

20 MS. NEWMAN: Thank you.

21 MS. BAGLIEBTER: Thank you.

22 o0o